

*Respondents:* Business or other for-profit; State, Local or Tribal Governments.

*Number of Respondents:* 107.

*Estimated Time Per Response:* 7 hours (avg.).

*Total Annual Burden:* 735 hours.

*Estimated Costs Per Respondent:* 0.

*Needs and Uses:* In the First Report and Order, the Commission promulgates rules and regulations implementing the statutory requirement that local exchange carriers (LECs) provide number portability. The Commission mandates its provision in the 100 target metropolitan areas by Dec. 31, 1998, in accordance with a phased in implementation schedule and, after that date, within 6 months of a specific request by another carrier. Number portability is to be provided using a regional system of databases although states are granted the option to develop their own databases. Further notice seeks comment on long-term cost recovery issues.

*OMB Approval Number:* 3060-0461.

*Title:* Section 90.173 Policies governing the assignment of frequencies.

*Form No:* N/A.

*Type of Review:* Extension of an existing collection.

*Respondents:* Individuals or households; Business or other for-profit; State, Local or Tribal Governments.

*Number of Respondents:* 200.

*Estimated Time Per Response:* 4.5 hours.

*Total Annual Burden:* 900 hours.

*Estimated Costs Per Respondent:* 0.

*Needs and Uses:* This rule allows that individuals who provide the Commission with information that a current licensee is violating certain rules to be granted a license preference for any channels recovered as a result of that information. The information will be used to determine if licensee is in violation.

Federal Communications Commission

Shirley Suggs,

Chief, Publications Branch.

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## FEDERAL MARITIME COMMISSION

[Docket No. 96-16]

### Order of Investigation

In the matter of Royal Venture Cruise Line, Inc. and Anastassios Kiriakidis; Possible Violations of Passenger Vessel Certification Requirements.

Section 3 of Public Law 89-777, 46 U.S.C. app. 817e, provides that no

person in the United States may arrange, offer, advertise, or provide passage on a vessel having berth or stateroom accommodations for fifty or more passengers which is to embark passengers at a United States port prior to receiving a Certificate of Financial Responsibility of Non-Performance ("Certificate") for the vessel.<sup>1</sup>

Royal Venture Cruise Line, Inc. ("Royal Venture") is a Georgia corporation which maintains an office in Clearwater, FL. Anastassios Kiriakidis ("Kiriakidis") is the chairman of Royal Venture. Royal Venture filed an application with the Commission to obtain a Certificate for the Sun Venture for 2-day cruises to nowhere and 5-day cruises to Mexico from Tampa, FL. A Certificate, as yet, has not been issued because required evidence of financial responsibility has not been provided to the Commission.

Despite not having a Certificate, Royal Venture appears to have arranged, offered and advertised cruises on the Sun Venture, and may have collected deposits and fares for passages on the Sun Venture, a vessel scheduled to embark passengers at a United States port with more than fifty passenger berth or stateroom accommodations. Therefore, it appears that Royal Venture and Kiriakidis may have violated section 3(a) of Public Law 89-777 and the Commission's regulations at 46 CFR 540.3.

Now therefore it is ordered, That pursuant to section 3 of Public Law 89-777 a proceeding is instituted to determine whether Royal Venture and Kiriakidis violated section 3(a) of Public Law 89-777 or the Commission's regulations at 46 CFR 540.3;

It is further ordered, That if Royal Venture or Kiriakidis are found to have violated Public Law 89-777 or 46 CFR 540.3, this proceeding shall also determine whether civil penalties should be assessed, and is for, in what amount, and whether an appropriate cease and desist order should be issued;

It is further ordered, That this matter be assigned for public hearing before an Administrative Law Judge ("ALJ") of the Commission's Office of ALJ at a date and place to be determined by the ALJ in compliance with Rule 61 of the Commission's Rules of Practice and Procedure, 46 CFR 502.61. The Hearing shall include oral testimony and cross-examination at the discretion of the ALJ only after consideration has been given by the parties and the ALJ to the use of

<sup>1</sup> A Certificate is issued pursuant to the Commission's regulations at 46 CFR 540 after an applicant has established financial responsibility for the indemnification of passengers for nonperformance of the transportation.

alternative forms of dispute resolution, and upon proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matter in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record;

It is further ordered, That Royal Venture Cruise Line, Inc. and Anastassios Kiriakidis are designated respondents in this proceeding;

It is further ordered, That the Commission's Bureau of Enforcement is designated a party to this proceeding;

It is further ordered, That notice of this Order be published in the Federal Register, and copies be served upon all parties of record;

It is further ordered, That other persons having an interest in participating in this proceeding may file petitions for leave to intervene in accordance with Rule 72 of the Commission's Rules of Practice and Procedure, 46 CFR 502.72;

It is further ordered, That all future notices, orders, and (or) decisions issued by or on behalf of the Commission in this proceeding, including notice of the time and place of hearing or prehearing conference, shall be served on parties of record;

It is further ordered, That all documents submitted by any party of record in this proceeding shall be directed to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, in accordance with Rule 118 of the Commission's Rules of Practice and Procedure, 46 CFR 502.118, and shall be served on parties of record;

It is further ordered, That pursuant to Rule 61 of the Commission's Rules of Practice and Procedure, 46 CFR 502.61, the initial decision of the Administrative Law Judge shall be issued by September 25, 1997 and the final decision of the Commission shall be issued by January 25, 1998.

By the Commission.

Joseph C. Polking,

Secretary.

[FR Doc. 96-25035 Filed 9-30-96; 8:45 am]

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## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisitions of Shares of Banks or Bank Holding Companies

The notificant listed below has applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and §